# UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CRAIG GOULET	)
Plaintiff,	)
v.	)
NEW PENN MOTOR EXPRESS  Defendant	) ) )
and	)
TEAMSTERS LOCAL 25 INTERNATIONAL BROTHERHOOD OF TEAMSTERS	) ) )
Defendant,	) CIVIL ACTION NO. 04-12577-JLT

#### MOTION FOR A PROTECTIVE ORDER PURSUANT TO RULE 26(c)(1)

The Defendant, Teamsters Local 25, moves for a protective order pursuant to F.R.Civ. P. R. 26 (c)(1) for a protective order that the discovery sought by the Plaintiff by interrogatories or by Rule 30(B)(6) deposition not be allowed as both discovery requests are beyond the scope of discovery permitted by the Court's Order of April 19, 2005, and the request for interrogatories exceeds the number of permissible interrogatories.

The Defendant, Teamsters Local 25, believes that good cause exists to grant a Protective Order for the following reasons:

- 1. Local 25 has made a good faith effort to confer with other parties to resolve the dispute without court action, but could not reach a mutually acceptable agreement;
- Kathleen A. Pennini, attorney for Local 25, and Scott Lathrop, attorney for the Plaintiff, attended a scheduling conference on April 19, 2005 concerning the above-referenced matter;

- At the scheduling conference, the Plaintiff requested permission to serve a set of interrogatories upon the Defendants despite the Court's reluctance to allow for such interrogatories;
- 4. At the scheduling conference, the parties had the opportunity to inform the COurt of the identify of the person(s) or entities that it wished to depose;
- 5. At the scheduling conference, the Plaintiff name Local 25, as a labor organization, among the entities or person(s) that it wished to depose;
- 6. By order dated April 19, 2005, the Court delineated the people that may be deposed by the parties and granted the Plaintiff the permission to "serve the interrogatories discussed in open court;" A true copy of the April 19, 2005 order is attached hereto as Exhibit A.
- 7. The April 19, 2005 order also stated that "[n]o further discovery will be permitted without leave of this court;"
- 8. The Plaintiff served a set of interrogatories on the Defendant, Local 25 on or after May 12, 2005;
- 9. The Plaintiff's first set of interrogatories to Local 25 exceeded more than 25 in number, including all discrete subparts;
- 10. The Plaintiff served a second set of interrogatories upon Local 25 on or after September 9, 2005; A copy of the Plaintiff's Second Set of Interrogatories is attached hereto as Exhibit B.
- 11. The Plaintiff served a Notice of Deposition for a Rule 30(b)(6) deposition on or after September 9, 2005; A copy of the Notice of Deposition is attached hereto as ExhibitC.
- 12. The service of a second set of interrogatories to Local 25 is beyond the scope of the interrogatories that were allowed by the Order of April 19, 2005;

- 13. The service of a second set of interrogatories, containing two (2) additional interrogatories exceeds the number of interrogatories permitted by F.R.Civ.P. 33(a);
- 14. The Notice of the Rule 30(b)(6) deposition is beyond the scope of the depositions allowed by the Order of April 19, 2005;
- 15. The Plaintiff did not seek leave of court prior to serving the second set of interrogatories or the notice of Rule 30(b)(6) deposition upon the Defendant.

For the foregoing reasons, the Defendant, Local 25, requests that the Court grant a protective order pursuant to F.R.Civ.P. Rule 26(c)(1) and order that the discovery not be had.

Respectfully submitted,
Defendant,
International Brotherhood of
Teamsters, Local 25
By its attorneys,

/s/ Kathleen A. Pennini
Matthew E. Dwyer (BBO# 139840)
Kathleen A. Pennini
(B.B.O.# 654573)
Dwyer, Duddy and Facklam
Attorneys at Law, P.C.
Two Center Plaza, Suite 430
Boston, MA 02108
617-723-9777

Date: October 7, 2005

#### **CERTIFICATE OF SERVICE**

I, Kathleen A. Pennini, hereby certify that I sent a copy of the foregoing document with attachments, via first–class mail, to:

Scott Lathrop, Esq. Scott A. Lathrop & Associates 122 Old Ayer Road Groton, MA 01450 Carl H. Gluek, Esq. Frantz Ward, LLP 2500 Key Center 127 Public Square Cleveland, Ohio, 44114-1230

/s/ Kathleen A. Pennini
Kathleen A. Pennini

Dated: October 7, 2005

### **EXHIBIT A**

## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CRAIG GOULET,

v.

\*

Plaintiff,

Civil Action No. 04-12577-JLT

NEW PENN MOTOR EXPRESS, INC., and TEAMSTERS LOCAL 25, INTERNATIONAL BROTHERHOOD OF TEAMSTERS,

\*

Defendants.

#### **ORDER**

April 19, 2005

#### TAURO, J.

After the Scheduling Conference held on April 19, 2005, this court hereby orders that:

- 1. The Parties may depose (1) Mark Harrington, (2) William H. Carnes, (3) Doug Francey, (4) John A. Murphy, (5) R.L. Schaeffer, (6) Ronald Jenkins, (7) Paul Dubiel, (8) D.W. Schmidt, (9) Charles Zaccaria, and (10) Craig Goulet;
- 2. Plaintiff may serve the interrogatories discussed in open court;
- 3. The abovementioned depositions and interrogatories shall be completed by October 31, 2005;
- 4. No further discovery will be permitted without leave of this court; and
- 5. A Further Conference is scheduled for November 8, 2005 at 10:00 a.m. IT IS SO ORDERED.

/s/ Joseph L. Tauro
United States District Judge

### **EXHIBIT B**

### UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 04-12577 JLT

# PLAINTIFF'S SECOND SET OF INTERROGATORIES TO DEFENDANT TEAMSTERS LOCAL 25

The plaintiff Craig Goulet pursuant to Rule 33 of the Rules of Civil Procedure requests answers of the defendant Teamsters Local 25 within 30 days after service of the following interrogatories:

#### **DEFINITIONS**

- 1. BACK-UP TAPES. The term "back-up tapes" means magnetic tape storage or archiving of electronic information ordinally contained on a computer system.
- 2. CONCERNING. The term "concerning" means referring to, describing, evidencing, or constituting
  - 3. COMMUNICATION. The term "communication" means the transmittal of information

(in the form of facts, ideas, inquiries, or otherwise.).

- 4. COMPUTER or COMPUTER EQUIPMENT. The term "computer" or "computer equipment" means all data processing equipment, including but not limited to, central processing units, tape drives, drum and disk storage devices, control units, input devices, and output devices; all unit record equipment, including but not limited to accumulators, calculators, and sorters; all record storage and retrieval equipment, including but not limited to microfilm storage and retrieval apparatus and audio/visual storage and retrieval apparatus.
- 5. COMPUTER APPLICATION. The term "computer application" means a program that performs a specific task or function, including e-mail messaging, word processing or spread sheets.
- 6. COMPUTER LOG. The term "computer log" means computer system usage records, such as a listing of electronically stored information and may include title, subject matter or first line of the document information and the date of the document.
- 7. COMPUTER PROGRAM. The term "computer program" means a set of instructions or steps, usually in symbolic form, that generates machine instructions and tells the computer how to handle a problem or sort information.
- 8. COMPUTER SYSTEM. The term "computer system" means an assembly of computer operations and procedures, persons, equipment and hardware and software, united by some form of regulated interaction to form an organized whole.
- 9. COMPUTER SYSTEM MEDIA. The term "computer system media" means the type of material used for storage of electronic information and includes floppy discs, hard drives and magnetic tapes.
  - 10. DOCUMENT. The term "document" is defined to be synonymous in meaning and equal

Filed 10/07/2005

in scope to the usage of this term in Rule 34 of the Rules of Civil Procedure. A draft or a non-identical copy is a separate document within the meaning of this term.

- 11. E-MAIL. The term "e-mail" means an electronic messaging application that provides for the receipt and sending of messages among users of a computer system and possibly to and from remote users.
- 12. IDENTIFY (With Respect to Persons). When referring to a person, "to identify" means to give, to the extent known, the person's full name, present or last known address, home telephone number, business telephone number, and, when referring to a natural person, the present or last known place of employment.
- 13. IDENTIFY (With Respect to Documents). When referring to documents, "to identify" means to give, to the extent known, the
  - (a) type of document;
  - (b) general subject matter;
  - (c) date of the document; and
  - (d) author(s), addresses(s), and recipient(s).
- 14. OPERATING SYSTEM. The term "operating system" means an organized collection of programs for operating a computer, usually part of a software package defined to simplify housekeeping, such as input/output procedures, sort merge generators, etc.
- 15. PARTIES. The terms "plaintiff" and "defendant" as well as a party's full or abbreviated name or a pronoun referring to a party mean the party and, where applicable, its officers, directors, employees, partners, corporate parent, subsidiaries, or affiliates.
  - 16. PERSON. The term "person" is defined as any natural person or any business, legal, or

governmental entity or association.

- 17. PURGE. The term "purge" means to periodically or randomly delete or take off of the computer system e-mail messages and transfer this information to back-up tapes to restore or make usable computer memory.
- 18. STATE THE BASIS. When an interrogatory calls upon a party to "state the basis" of or for a particular claim, assertion, allegation, or contention, the party shall:
  - (a) identify each and every document (and, where pertinent, the section, article, or subparagraph thereof), which forms any part of the source of the party's information regarding the alleged facts or legal conclusions referred to by the interrogatory;
  - (b) identify each and every communication which forms any part of the source of the party's information regarding the alleged facts or legal conclusions referred to by the interrogatory;
  - (c) state separately the acts or omissions to act on the party of any person (identifying the acts or omissions to act by stating their nature, time and place and identifying the persons involved) which form any part of the party's information regarding the alleged facts or legal conclusions referred to in the interrogatory; and
  - (d) state separately any other fact which forms the basis of the party's information regarding the alleged facts or conclusions referred to in the interrogatory.
- 19. USER. The term "user" means a person who has access to a computer or in any manner uses or directs another to use any information stored in or generated by a computer.

#### **INTERROGATORIES**

- 26. Attached as Exhibit 1 hereto is a Dracut Seniority List. With regard to this document, please:
  - a. Identify who prepared this Seniority List;
  - b. State when this Seniority List was prepared;
  - c. State the purpose for which this Seniority List was prepared;
  - d. Identify to whom this Seniority List was distributed or provided; and
  - e. Identify the person(s) whose handwriting appears under the Column "Preference 1" and "Preference 2."
- 27. Attached as Exhibit 2 hereto is a list of Canton employees. With regard to this document, please:
  - f. Identify who prepared this document;
  - g. State when this document was prepared;
  - h. State the purpose for which this document was prepared; and
  - i. Identify to whom this document was distributed or provided.

**Craig Goulet** 

By his attorney

Scott A. Lathrop, Esq.

Scott A. Lathrop & Associates

Scott a la Shoop

122 Old Ayer Road

Groton, MA 01450 (978) 448-8234

BBO No. 287820

Dated: September 9, 2005

#### Certificate of Service

I, Scott A. Lathrop, hereby certify that I have served the foregoing Interrogatories on the defendants by mailing this day a copy to the last known address of their Attorneys of Record.

Scott A. Lathrop

Scott a la throp

Dated: September 9, 2005

**EXHIBIT 1** 

02/20/02 WED 15:54 FAX 2424284

TEAMSTERS

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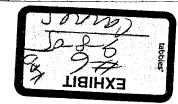
# Dracut Seniority List

	Number	Name	Seniority Date	Preference 1	Preference 2	
-443-69	<b></b>	McGoragle, IH,	05/28/1976	B. Kerros		
-667-2122		Adams, W.	05/16/1977	BiHeriUN		
750063	<del></del>	Sulliver, Jr. J. 781 9388	639 02/21/1979	Billerich		
8-975-41		Mooney, A.	05/01/1985	BIHEROA		
3 - 683 - 35		Johnson, R.	09/02/1993	Bilerica		
-988-01		Murray, 8	10/02/1993	BiHerica		
9- 922-4		Martin, D.	10/23/1993	Bitherius	Springfield	
8-975-04		Partridge, G.	10/24/1993	Bifferica	Spilatiek	وزياسه
8-468-5		Lorizia, V.	09/30/1994	Billetian	130	V
-679-84	97 10	Thibeault, R.	01/17/1996	Bilkerica		1
3-382-04	( ,	Sheperd, G.	01/36/1996	1 2 2		4
3-437-51		Roddy, J.	02/12/1997	Billerials		1
?-957-780	-	Jussaume, M.	02/14/1997			•
3-881-74		Guerrette, M.	02/21/1987	Compensar.	7011 WORLMAN	4
3-898-135		Johnson, C.	10/01/1997	Billeriot	Springfield	1
3 - 668-04		Comire, H. 📆	10/07/1997	Bilester	,	1
- 689 - 19		Řасорорі, R.	10/14/1997	BILLETIVA	Springtical	
- 689 - 17 3 - 663 -67		Walubawicz, S.	06/01/1998	Billerius.		┧.
7 - 465 - 4 3 - 432 - 4.		Hussey, R.	10/22/1998	Billerius	Springfield	
3 - 647-54		Camey, III, R.	10/23/1998	Billerius.		4
8-685-21		Michaud, J.	10/26/1996	Billeaux		_
3 - 880 - 82		Babin, M.	10/30/1998	Billerica.		_
- 444-6	<u> </u>	Boynton, E.	12/01/1998	Billerius	Buttengin	1
3-772-5		Small, Jr., C.	09/08/1999	B. Herica.	·	_
5-429-46		Guimond, N.	10/01/1999	A		
7-632-3		Vaughan, M.	10/04/1999	Billerich	Springfield	길
3 - 626-7		Chalifour, P.	10/06/1999			
7-486-3		Tucker, J.	10/18/1999		Spinstic/L	_
3-888-41	49 29	Dion, R.	10/28/1999	Billerius		
		Amenault, Jr., R.	08/18/2000	BiHerios		_
603-537- 78-685-	1971 31	Morasse, Jr., J.	12/22/2000	— — — — — — — — — — — — — — — — — — —		_
78 -685-23. 3-635-23.	32	Levine, J.	09/18/200	Billerina		

**EXHIBIT 2** 

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THE WALL	11/12/68	6/3070	10/7/70		6/14/73	11/3/73	1/11/74	3/11/74	9/15/75	9/30/75	8/17/76	8/27/76	77/22/2	10/24/77	1/4/78	3/27/78	11/14/78	4/23/79	8/3/81	5/17/83	7/20/83	5/14/84	9/24/84	9/30/85
DOM:	014-30-5149	018-38-0650	028-32-0083		019-34-5115	034-36-9685	029-34-8316	034-36-7772	034-38-9600	022-44-2801	025-34-7578	033-58-9397	018-46-9114	019-46-7991	030-30-9491	015-40-7158	015-36-5014	022-44-6082	031-40-9998	031-44-3942	014-52-3224	031-46-0257	020-48-9624	+
Mark Street of the Street of t	(781) 848- 5305	(508) 285- 9452	(781) 848- " 9223 ~		(781) 447-	(781) 871- 3525	(781) 871- 0416	(781) 337- 3557	(617)471-0098	(508) 674- 7683	(508) 543- 2978	(781) 843- 1549	(508) 652- 6086	(508) 224- 5584	(508) 230- 2436	(508) 583- 0861	(781) 826- 2751	(781) 871- 7648	(781) 337- 6278	(603) 890- 6183	(508) 378- 3792	(508) 378- 0466	(508)339-5134	(508) 588- 6540
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行がいる。これは、大きないない。	58 Spring St.	6 Grt. Woods Cl.	29B Shaw St		215 Forest Trail	72 Paul Rd.	560 Bedford St.	11 Hinson Rd.	115 Highland Ave.	111 Pond St.		1573 Liberty St.	31 Washington St.	17 Hillside Dr	P.O. Box 265	306 Field St.	4 Kathy Ln.	633 King St.	53 Rosalind St.	17 Marsh Ave.	22 Bixby Dr.	283 Central St.	804 Maple St.	20 E. Nilsson St.
MANAGE TO SELECT THE PARTY OF T	Prout, R.	Burrill, P.	McCaffrey, M.	Heroux	Mastropietro, R.	Setterland, D.	Loud, D.	Petit, A	Petit, R.	Durette, M.	Hoyt, H.	Ellis, R.	Deramo, M.	Sullivan, T.	Rabideau, R.	Kelley, Jr., W.		Petif, Jr., E.	Pickering, G.	Tisbert, B.	Damiano, J.	Gwynn, N.	Cardoza, P.	Bouffard, R.
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	230 State Rd. Plym	Plymouth	ΜA	02360	(508) 888- 6964	021-38-1210	4/6/73	Ret
437CommonwealthRd		Wayland	MA	01778	(508) 653- 8174	023-32-9993	5/20/82	Ret.
324 Flagg St.		Bridgewater	MA	02324	(508) 697- 9620	024-46-6404	10/25/82	Prov.
103 So. Pickens St	,	Lakeville	MA	02347	(508) 946- 0330	026-44-1817	4/30/84	Prov
16 Carver St.	-	Watertown	MA	02472	(617) 926- 5324	020-38-9473	11/15/84	Bil.
160 Washington St., Unit #68		Plainville	MA	02762	(508) 695- 3075	018-42-3810	2/25/85	Prov
1165 Main St.	Wa	Walpole	MA	02081	(508) 668- 0244	010-38-5912	8/26/85	Prov.
	Hol	Holbrook	MA	02343	(781) 767- 6229	031-54-1053	3/9/87	Bil.
	Wes	Westwood	MA	02090	(781) 329- 3587	022-30-5547	5/8/89	Bil.
127 Everett CI.	Stor	Stoughton	MA	02072	(781) 344- 1904	025-56-9122	5/15/89	Prov.
53 Bradford St.	Stor	Stoughton	ΜA	02072	(781) 344- 3871	026-62-4762	5/31/90	Prov
367 Pond St.	So. Wey	So. Weymouth	MA	02190	(781) 335- 4217	010-60-3537	5/31/90	Pass
4 Hadley Rd	Norton	ton	MA	02766	(508) 285- 4918	010-56-8107	12/9/91	Bil
1 Pebble Path	Fore	Forestdale	ΜA	02644	(508) 477- 5324	036-38-2371	12/9/91	Prov.
4 First St.	Mar	Mansfield	MA	02048	(508) 339- 8545	010-58-1605	12/9/91	Bil.
75 Chestnut W.		Randolph	ΜA	02368	(781) 986- 8686	022-64-0540	3/1/93	Prov.
755 Washington St		Walpole	MA	02081	(508) 668- 5435	030-40-0342	9/3/93	Prov.
36 Brown St.	Fair	Fair Haven	Ψ	02719	(508) 994- 5614	019-52-2773	9/8/93	Prov.
5 Fall Ln.	Can	Canton	MA	02021	(781) 828- 3354	027-72-9016	9/9/93	Prov.
4 South St.	Can	Canton	MA	02021	(781) 828- 6595	030-60-7141	9/10/93	Prov.
360 Cedar St.	Nev	New Bedford	MA	02740	(508) 996- 6028	014-48-9398	9/14/93	Prov.
3 Buftercup Ln	Med	Medway	ΜA	02053	(508) 533- 7249	018-40-0591	9/16/93	Prov.
29 Jessie Ave.	S. A	S. Attleboro	MA	02703	(508) 761- 6979	264-86-7645	9/17/93	Prov.
363 Wareham St.	Mid	Middleboro	MA	02346	(508) 947-	024-62-2171	9/18/93	Pass

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49 C	CANTON	Carey, P.	19 Grist Mill Ln.	Pembroke	MA 0	02359 (	(781) 829- 8773	022-46-3185	10/27/93	Prov.
20 C	CANTON	Creighton, R.	42 Brooke Ter.	Weymouth	MA	02188 (	(781) 335- 8815	034-36-8176	9/1/94	(Prov.
51 C	CANTON	Perry, J.	59 Yellowstone Ave.	Warwick	<u>R</u>	) 98820	(401) 463- 8145	025-56-3951	9/10/94	Prov.
52 C	CANTON	Blake, R.	17 Glenfeld Rd	N. Attleboro	MA	02760	(508) 643-	033-64-8446	1/13/95	Prov.
53 C	CANTON	Kearley, M.	30 Carol St.	Acushnet	MA	02743 (	(508) 763- 4960	028-42-0595	4/4/95	Militar
54	CANTON	DeSouza, B.	80 McCabe St.	S. Dartmouth	MA MA	02748 (	(508) 763- 9680	016-68-8510	4/5/95	Prov.
55 (	CANTON	Osmer, J.	31 Arlington St. Apt. 3	Nashua	Ŧ	03060	(603) 598- 2982	029-64-4926	7/24/95	<u>m</u>
56 (	CANTON	Dolan, J.	19 Willowdean Ave.	W. Roxbury	MA A	02132	(617) 323- 2026	029-58-5579	7/25/95	GII.
57 (	CANTON	Pendleton, J.	1540 Broadway Lot 23	Raynham	MA	02767	(508) 822- 7740	027-58-2474	7/8/96	
58 (	CANTON	Gilmore, M.	24 Keith Ave.	Brockton	ΑM	02301	(508) 588- 1327	023-62-7312	9/23/96	Prov.
59	CANTON	Parquette, D.	103 Hart St.	Taunton	A A	02780	(508) 823- 7150	024-42-6554	9/24/96	Prov.
90	CANTON	Spano, J.	53 W. Chestnut St.	Brockton	M M	02301	(508) 559- 0189	012-56-5039	10/1/96	P Tov
61	CANTON	Kelley, Jr., R	674 Hancock St	Abington	ΑM	02351	(781) 982- 9328	033-56-3526	3/25/97	m
62	CANTON	Johnson, Jr. R.	186 Wareham St.	Middleboro	ΨW	02346	(508) 946- 1129	023-48-8251	4/15/97	Prov.
63	CANTON	Choiniere, Jr.,	52 Prospect St.	Attleboro	ΑĀ	02703	(508) 222- 5776	026-54-9388	12/30/98	(Prov.
64	CANTON	Crawford, H.	4 W. Belcher Rd.	Foxboro	ΜA	02035	(508) 543- 2196	013-30-7278	12/31/98	Ket.
65	CANTON	Clark, D.	7 Garden St.	Randolph	ΑA	02368	(781) 963- 5737	032-30-5866	1/3/99	Ret.
99	CANTON	White, A.	95 Harvard St.	Dedham	MA	02026	(781) 326-   4327	011-48-6027	8/26/99	
29	CANTON	Kelleher, T.	239 Winter St.	Brockton	ΜA	02402	(508) 559- 5477	020-60-1827		Prov
68	CANTON	Winquist, P	21 Dingley Dell Ln	Duxbury	MA	02332	(781) 834- 5908	003-30-9912		Prov.
69	CANTON	Gould, D.	9 Boxberry Ln.	Rochester	MA	02770	(508) 763- 9521	030-50-7782		Prov.
70	CANTON	Morris, T.	24 Lake St.	Rehoboth.	MA	02769	(508) 336- 6919	037-26-9735		Prov
77		Hamilton, D.	8 Uncatena Rd.	W. Wareham	MA	02576	(508) 295- 3979	026-50-3548	11/9/99	Prov

77	72 CANTON	Kellev G	104 Brentwood Cl.	Plymouth	ĀΣ	03360	MA 02360 (508) 224-	025-46-1306 12/22/99	12/22/99	Bil
7,		. ) (2003)					7012			
73	73 CANTON	Wertz, E.	137 Lawrence St.	Brockton	MΑ	02302	MA 02302 (508) 588- 4847	033-66-8661 12/23/99	12/23/99	Prov.
74	74 CANTON	Palm, W.	89 Lester St.	Brockton	MA	MA 02301	(508) 586- 6682	029-64-9293 11/28/00	11/28/00	Prov.
75	75 CANTON	Zutaut, Jr. B.	365 Grance Pk.	Bridgewater	MA	02324	AA 02324 (508) 284- 035 3796	032-54667 12/4/00	12/4/00	Bil.

### **EXHIBIT C**

#### UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 04-12577 JLT

\*\*\*\*\*\*\*\*\*\*\*\* CRAIG GOULET, Plaintiff v. NEW PENN MOTOR EXPRESS, INC., and TEAMSTERS LOCAL 25, INTERNATIONAL BROTHERHOOD OF TEAMSTERS, Defendants \*\*\*\*\*\*\*\*\*\*\*

#### **NOTICE OF TAKING DEPOSITION**

Please take notice that at 10:00 a.m. on Thursday, September 29, 2005, at the office of Scott A. Lathrop, 122 Old Ayer Road, Groton, Massachusetts, the attorney for the plaintiff in this action will take the deposition upon oral examination defendant Teamsters Local 25 pursuant to Rule 30(b)(6) before a Notary Public in and for the Commonwealth of Massachusetts, or before some other officer authorized by law to administer oaths. This deposition will continue from day to day until completed.

Defendant will be examined on the following matters:

- 1. The preparation of the document attached hereto as Exhibit 1 (Dracut Seniority List);
- 2. The preparation of the document attached hereto as Exhibit 2 (Canton employee list).

Defendant is further requested to choose one or more of its proper employees, officers, agents or other persons duly authorized to testify on its behalf.

You are invited to attend and cross-examine.

Craig Goulet By his attorney

Scott A. Lathrop, Esq. Scott A. Lathrop & Associates 122 Old Ayer Road Groton, MA 01450 (978) 448-8234 BBO No. 287820

Dated: September 9, 2005

#### Certificate of Service

I, Scott A. Lathrop, hereby certify that I have served the foregoing Notice on the defendants by mailing this day a copy to the last known address of their Attorneys of Record.

Soott A. Lathran

Scott a la throp

Scott A. Lathrop

Dated: September 9, 2005

Case 1:04-cv-12577-WGY Document 19-2 Filed 10/07/2005 Page 20 of 26

### **EXHIBIT 1**

# Dracut Seniority List

Í	Number	Name	Seniority Date	Preference 1	Preference 2	
117-443-49	041	McGonigle, III,	05/28/1976	B. Kerry		1
17-667-2122	- 2	Adams, W.	05/16/1977	BiHeriUN		
7790063	<del>-</del> 3	Sulliver, Jr. J. 781 9388	639 02/21/1979	Billerigh		1.
508-975-41		Mooney, A.	05/01/1985	Billeron		1
508-683-35	20 <b>5</b>	Johnson, R.	09/02/1993	Biderica		
08-988-01	60 B	Murray, S	10/02/1993	BIHERICA		
108-922-4	0487	Martin, D.	10/23/1993	Bitterius	Springfield	
508- 975- 04		Partridge, G.	10/24/1993	BiHerica	Spilafield	
08-468-5		Lorizio, V	09/30/1994	Billeras	B B	citral
^3-679-84		Thibeautt, R.	01/1 <b>7/199</b> 6	Billerica		
13-382-06		Sheperd, G.	01/36/1996	Billerica		1
·03-437-51		Roddy, J.	02/12/1997	Bitterius.		1
78-957-786		Jussaume, M.	02/14/1997	Billyica.		1
03-881-74		Guerretto, M.	02/21/1987	CompenSATIO	n. Workpach	7
03-898-135	15	Johnson, C.	10/01/1997	Billeriot	Springfield	]
03-668-04	84 16	Comire, H. 预验	10/07/1997	Bilerra		
8-689-19	24 17	Расорры, R.	10/14/1997	BilleriuA	Spring Field	
18-663-67	94 <b>18</b>	Walukowicz, S.	06/01/1998	Billerius		
3-432-43	27 19	Hussey, R.	10/22/1998	Billerius	Springfield	
3-647-54		Camey, III, R.	10/23/1998	Billeaux.	7.	
18-685-218		Michaud, J.	10/26/1998	Billerius		
3-880-824	<u> </u>	Babin, M.	10/30/1998	Billerica.		
- 444-68		Boynton, E.	12/01/1598	Billerino	Burkingin	~
3-772-57		Small, Jr., C.	09/08/1999	Billerica.		
3-729-44		Guimand, N.	10/01/1999	Billerica		
8-632-31	526	Vaughan, M.	10/04/1999	Billerick	Springfield	
3-626-786		Chalifour, P.	10/05/1999	Billerica	· · · · · · · · · · · · · · · · · · ·	
8-486-30		Tucker, J.	10/18/1999	BiREILA	Spingfield	
3-888-46	19 29	Dion, R.	10/28/1899	Billery	7	
603-537-15	4/ 30	Amenault, Jr., R.	08/18/2000	BiHerica		
178-685-40		Morasse, Jr., J.	12/22/2000	Billesian		
13-635-2357	32	Levine, J.	09/18/2001	Bilerica		

### EXHIBIT 2

.3]·	THE PROPERTY OF THE PARTY OF TH	THE ORIGINAL THE PROPERTY AND PRES	A CONTRACTOR	A COLUMN WALL COLUMN	7 1. 1. C. TIT.					
	CANTON	Prout, R.	58 Spring St. Braintree MA 03494	Brainfree	1000 E	2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	MOHEMAN	W8#	THE PROPERTY OF THE PERFORMANCE	PRE
2	CANTON	Burrill P	6 Grt Woods CI		2	02184	(781) 848-   5305	014-30-5149	11/12/68	Ret
			o Git. Woods Ci.	Norton	Σ	02766	(508) 285-	018-38-0650	6/3070	Prov
 	CANTON	McCaffrey, M.	29B Shaw St.	Braintree	MA	02184	9452 (781) 848	2000 00 000		. 100.
4	CANTON	Heroux					9223	020-32-0063	0////01	<u></u>
2	CANTON	Mastropietro,	215 Forest Trail	Hanson	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	777	(, 05)			
9	CANTON	R. Setterland: D			¥ E	02311	(781) 447-   9455	019-34-5115	6/14/73	Ret
7				Hanover	MA	02339	(781) 871-	034-36-9685	11/3/73	B
	CANION	Loud, D.	560 Bedford St.	Abington	MA	02351	3525 v (781) 871-	029-34-8316	1/11/74	
8	CANTON	Petit, A	11 Hinson Rd.	Weymouth	MA	02188	0416 (781) 337- //	034-36-7772	3/11/74	nel.
0 5		Petit, R.	115 Highland Ave.	Ouincy	NA O	02460	3557 💢			ָ ע
2	20 250	Durette, M.	111 Pond St	Swansea	Z A M	72750	(601/)4/1-0098	034-38-9600	9/15/75	Bil.
-	CANTON	Hovt H	23 Cartiold Ct		Š	11170	(508) 674- 7683	022-44-2801	9/30/75	Prov.
13				Foxboro	MA	02035	(508) 543-	025-34-7578	8/17/76	Ref
7,	NO CAIN CON	Ellis, R.	1573 Liberty St.	Braintree	MA	02184	(781) 843-	033-58-9397	3777718	-
13	CANTON	Deramo, M.	31 Washington St	Chorborn	+		1549	1606-00-000	0/7/1/0	Ke <u>i</u> .
14	CANTON	Sullivan		Stret BOLD	Σ Σ	01770	(508) 652- 6086	018-46-9114	2722/77	Bil
		Cultival, 1	17 Millside Dr.	Plymouth	MA	05360	(508) 224-	019-46-7991	10/24/77	nia ,
0	CANION	Rabideau, R.	P.O. Box 265	Easton	MΑ	02334	5584	$\dashv$		<u>.</u>
16	CANTON	Kelley, Jr., W.	306 Field St.	Brockton			2436		1/4/78	Prov
17	CANTON	Monobo			 <u>{</u> <u>S</u>	02403	(508) 583- 0861	015-40-7158	3/27/78	Bil.
ar	TACE TAC	·	4 Katny Ln.	Hanson	MA	02341	(781) 826-	015-36-5014	11/14/78	Prov
2		ni	633 King St.	Hanover	MA	02339	(781) 871-	022-44-6082	4/23/79	ā
g.	CANTON	Pickering, G.	53 Rosalind St.	N. Weymouth	MA	02188	7648 (781) 337-		8/3/81	<u> </u>
20	CANTON	Tisbert, B.	17 Marsh Ave.	Salem	HN	03079	ROD	+		
21	CANTON	Damiano, J.	22 Bixby Dr.	T Design				7 7485-44-150	5/1//83	Bij
22	CANTON	Gwynn N	283 Control St	- bildyewater	MA 0	02333 (	(508) 378- ( 3792	014-52-3224 7	7/20/83	Prov.
		T	zoo Celiliai Ol.	E. Bridgewater	MA 0	02333 (	(508) 378- (	031-46-0257 5	5/14/84	Prov.
24	CANTON	Rollfard D	804 Maple St.	Mansfield	MA	02048	339-5131	0 1000 01000	9,0	
			ZU E. MISSON ST.	Brockton	MA	02301	+	+-	9/24/84	Prov.
	*		1000000			<u>~</u>			70000	

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	rei.	Ret	Prov.	Prov	Bil.	Prov	Prov.	Bil.	Bil	Prov.	Prov.	Pass	Bil.	Prov	Bil.	Prov.	Prov.	Prov.	Prov.	Prov.	Prov.	Prov.	Prov.	
AIETT3	00000	5/20/82	10/25/82	4/30/84	11/15/84	2/25/85	8/26/85	3/9/87	5/8/89	5/15/89	5/31/90	5/31/90	12/9/91	12/9/91	12/9/91	3/1/93	9/3/93	9/8/93	9/9/93	9/10/93	9/14/93	9/16/93	9/17/93	
021-38-1210		023-32-9993	024-46-6404	026-44-1817	020-38-9473	018-42-3810	010-38-5912	031-54-1053	022-30-5547	025-56-9122	026-62-4762 5	010-60-3537 €	010-56-8107	036-38-2371 1	010-58-1605 1	022-64-0540 3	030-40-0342 9	019-52-2773 9	027-72-9016 9	030-60-7141 9,	014-48-9398 9,	018-40-0591 9/	264-86-7645 9/	
(508) 888-	6964	(300) 633- 8174	(508) 697 <i>-</i> 9620	(508) 946- 0330	(617) 926- 5324	(508) 695-	(508) 668- 0244	(781) 767- 6229	(781) 329- 3587	(781) 344-	(781) 344-	(781) 335-	(508) 285-	(508) 477-	(508) 339- 8545	(781) 986- 8686	(508) 668- 5435	(508) 994- 5614	(781) 828- 3354	828-	-966	533-	761-	0/04
02360	01778	0 / / 0	02324	02347	02472	02762	02081	02343	02090	02072	02072	02190	02766	02644	02048	02368	02081	02719	02021	02021	02740	02053	02703	_
MA	ΔΣ	<u> </u>	MA	MA	MA	ΑM	MA	MA	MA	MA	MA	ΜA	MA	MA	MA	MA	MA	MA	MA	MA	AM.	MA A	MA	
Plymouth	Wayland		Bridgewater	Lakeville	Watertown	Plainville	Walpole	Holbrook	Westwood	Stoughton	Stoughton	So. Weymouth	Norton	Forestdale	Mansfield	Randolph	Walpole	Fair Haven	Canton	Canton	New Bedford	Medway	S. Attleboro	
230 State Rd.	437CommonwealthRd.	324 Elong Ct	324 Flagg 3t.	103 So. Pickens St.	16 Carver St.	160 Washington St., Unit #68	1165 Main St.			- 1	53 Bradford St.	367 Pond St.	4 Hadley Rd	1 Pebble Path			gton St.	St.			)t.		29 Jessie Ave.	
Coull, D	McGee, R.	Francev G	Calledy, C.	Cruise, IM.	rower, K	rennelly, E.	McGrath, H	Dalil, O.	nouverned, J.	y wor	Howe, S.	Berry, S	Sullivan, C.	MacDonald, J.	Hulbert, M.	U Meara, W.	Fontes, M	Firmental, J.		Lenan, U.	Houde, G.	Koche, J.	stephen, J.	
CANTON	CANTON	CANTON	CANTON	NO FINA	CANTOIN	CANTON	CANTON	MOTING	MOTINA		CAINION	CANION	CANION	CANION	CANION		NOT	NO LANCO	NOTATION	SAINT CIN	CANTON	CANTON	2012	
25	26	27												000					+-		2	<del> -</del>		+

40         CANTON         Canton         19 Gist Mill I.n         Pennbroke         MA         02398         (787) 929-         023-46/3-18         1007/353         FPN           50         CANTON         Cregition, R.         27 Broake Ter         Weymanth         MA         02198         (818) 355-         03-36-8176         97-04         PPN           52         CANTON         Balse R.         17 Clenthode Nee.         Natherbor         NA         277-05         (618) 62-         02-36-8494         1709-94         PPN           53         CANTON         Balse R.         17 Clenthode Nee.         NA Action No.         NA         277-05         (618) 62-         02-36-8440         1709-94         PPN           54         CANTON         Balse R.         17 Clenthode Nee.         S. Darfmouth         NA Action No.         077-05         (618) 75-3         074-05-00 <td< th=""><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th>6163</th><th></th><th></th><th></th></td<>								6163			
CANTON         Cregition R. 42 Brocke Fer.         Weymouth         MA         0218 (191335)         034-36-8176         97/164           CANTON         Baller R.         17 Glenfeld Rd         N Africanouth         MA         02760         2039/4-36-8176         97/164           CANTON         Baller R.         17 Glenfeld Rd         N Africanouth         MA         02743         509/16-3         025-56-38-13         97/16-38-1           CANTON         Desouza, B.         80 MCCabe St.         3. Derfmouth         MA         02743         509/17-3         009/17-3         009-44-0639         44/85           CANTON         Desouza, B.         80 MCCabe St.         3. Derfmouth         MA         02742         509/17-3-2         009-64-208         77/466           CANTON         Desouza, B.         80 MCCabe St.         3. Derfmouth         MA         02702         66/17-32-3         009-64-20-3         77/466           CANTON         CANTON         Sement, J.         150 Modeway Lot 23         Rayman         MA         02707         56/18-32-3         009-64-30-3         17/46-3           CANTON         Sement, J.         150 Modeway         17 A Fallin         MA         02700         150/81-32-3         009-64-30-3         17/46-3 <t< th=""><th>49</th><th>CANTON</th><th>Carey, P.</th><th></th><th></th><th></th><th>02359</th><th>(781) 829- 8773</th><th>022-46-3185</th><th>10/27/93</th><th>Prov.</th></t<>	49	CANTON	Carey, P.				02359	(781) 829- 8773	022-46-3185	10/27/93	Prov.
CANTON         Pearly J.         55 Yellowstone Ave.         Warwick         R1         02866 (401) 463-         CD2.65 (401) 463-         CD2.65 (401) 463-         CD2.65 (401) 463-         CD2.66 (401) 463-         CD2.64 (402) 463-         C	20	CANTON	Creighton, R.	42 Brooke Ter.	Weymouth	-	02188	(781) 335- 8815	034-36-8176	9/1/94	(Prov.
CANTON         Bake, R.         17 Clenteld Rd         N Aliveboro         MA         C2743         (606) 63-3         033-64 8446         1/1355           CANTON         Keanery, M         30 Carol St         Acushnet         MA         02743         (606) 763-3         028-42-039         4495           CANTON         DeSouza, B         80 McCabe St         S. Darlmouth         MA         02743         (608) 763-3         028-4476         77249           CANTON         Desouza, B         80 McCabe St         S. Darlmouth         MA         02743         (608) 763-3         028-4478         772495           CANTON         Dolan, J         19 Wilwadean Ave         W Roxbury         MA         02761         (619) 588-         028-64496         772495           CANTON         Pendieton, J         1540 Broadway Lot 23         Raytham         MA         02761         (619) 588-         028-5731         972495           CANTON         Panquete, D         103 Hart St         Flanton         MA         02761         (619) 588-         024-4556         471597           CANTON         Spano, J, R         354 V. Chestnut St         Anticboro         MA         02761         (508) 569-         072-4554         972-96           CANT	51	CANTON	Perry, J.	59 Yellowstone Ave.	Warwick		02886	(401) 463- 8145	025-56-3951	9/10/94	Prov.
CANTON         Kearley, M         30 Carol St.         Acushnet         MA         0774         (606) 763         0224-2695         44/95           CANTON         DeSouza, B.         60 McCabe St.         S. Dartmouth         MA         02746         (506) 763-         076-68-671         44/95           CANTON         Osmer, J.         31 Aflington St. Apt 3         Nashbaa         MA         02732         (617) 323-         028-68-579         72/896           CANTON         Dolan, J.         13 Willowdean Ave         W. Roxbury         MA         02767         (208) 588-         028-68-579         72/896           CANTON         Pendleton, J.         1540 Broadway Lot 23         Raynham         MA         02767         (208) 588-         022-42-654         97/896           CANTON         Glimore, M.         24 Katth Ave.         Brockton         MA         02761         (506) 589-         012-65-639         12/1896           CANTON         Femiley, Jr. R.         154 Harcock St         Family         MA         02761         (506) 589-         012-65-639         12/1896           CANTON         Kelley, Jr. R.         674 Harcock St         Altieboro         MA         02761         (781) 989-         012-65-639         12/1896	52	CANTON	Blake, R.		N. Attleboro	<b></b>	02760	(508) 643- 2239	033-64-8446	1/13/95	Prov.
CANTON         DeSouze, B.         60 McCabe SI         S. Dartmouth         MA         02746         6609 173-3- (196-69-6570         14569-6579         172495           CANTON         Osner, J.         31 Anington SI Apt 3         Nashuas         NH         03060         6631 589-         027-68-4926         77495           CANTON         Dolan, J.         19 Willowdean Ave         W. Roxbury         MA         02757         (608) 822-         027-68-477         77295           CANTON         Pendleton, J.         1440 Broadway Lot 23         Raynham         MA         02767         (608) 822-         027-68-477         77895           CANTON         Gilmore, M.         24 Keith Ave         Brockton         MA         02767         (608) 839-         027-65-679         172495           CANTON         Famouette, D.         133 Hart St.         Taumton         MA         02361         (701) 982-         072-65-679         172495           CANTON         Famouete, Jr. R         674 Harcock St.         Abrighenco         MA         02361         (701) 982-         073-66-639         173199           CANTON         Johnson, Jr. R         188 Wareham         St.         Abrighenco         MA         02370         (701) 982-         073-64-938	53	CANTON	Kearley, M	30 Carol St.	Acushnet		02743	(508) 763- 4960	028-42-0595	4/4/95	Militar y
CANTON         Osmer, J.         31 Arlington St. Apt 3         Nashua         NH         03660         2026         C02-64-92/B         772495           CANTON         Dolan, J.         19 Willowdean Ave         W. Roxbury         MA         02132         (517) 323-         029-68-5579         772595           CANTON         Fendleton, J.         1540 Broadway Lof 23         Raynham         MA         02767         (508) 588-         027-58-2474         772595           CANTON         Silmore, M.         24 Katth Ave.         Brockton         MA         02201         (508) 589-         027-58-2474         772596           CANTON         Fandeleto, J.         103 Hart St.         Taunton         MA         02201         (508) 589-         072-56-5039         101/86           CANTON         Kelley, Jr. R.         674 Harcock St.         Abngton         MA         02351         (781) 982-         073-6-5356         97-495           CANTON         Kelley, Jr. R.         674 Harcock St.         Abngton         MA         02367         (508) 946-         073-6-5356         97-86-5356         97-86-5356         97-86-5356         97-86-5356         97-86-5356         97-86-5356         97-86-5356         97-86-5356         97-86-5356         97-86-5356 <t< td=""><td>54</td><td>CANTON</td><td></td><td></td><td>S. Dartmouth</td><td></td><td>02748</td><td>(508) 763- 9680</td><td>016-68-8510</td><td>4/5/95</td><td>Prov.</td></t<>	54	CANTON			S. Dartmouth		02748	(508) 763- 9680	016-68-8510	4/5/95	Prov.
CANTON         Dolan J.         19 Willowdean Ave         W. Roxbury         MA         0213 (617) 323-         029 68-5579         72505           CANTON         Pendleton, J.         1540 Broadway Lot 23         Raynham         MA         0220 (508) 822-         027-62-7312         72505           CANTON         Glimore, M.         24 Ketth Ave.         Brockton         MA         0230 (506) 829-         023-62-7312         9/2496           CANTON         Spano, J.         53 W Chestnut St.         Brockton         MA         0230 (506) 829-         072-65-639         1/1/96           CANTON         Kelley, Jr. R         64 Harcock St.         Brockton         MA         0230 (506) 829-         072-65-639         1/1/96           CANTON         Kelley, Jr. R         64 Harcock St.         Abnigton         MA         0234 (781) 992-         073-65-639         1/1/96           CANTON         Kelley, Jr. R         64 Harcock St.         Abnigton         MA         0234 (781) 992-         073-65-639         1/1/99           CANTON         Chonnere, Jr. R         158 Vareham St.         Addieboro         MA         0236 (508) 949-         073-65-639         1/1/99           CANTON         CrawTon         White, A         95 Harvard St.         Rendoph	55	CANTON	Osmer, J.	St. Apt.	Nashua	-	03060	(603) 598- 2982	029-64-4926	7/24/95	Bil.
CANTON         Glimore, M.         24 Keith Ave.         Raynham         MA         02767         (608) 822-         027-82-274         7740           CANTON         Glimore, M.         24 Keith Ave.         Brockton         MA         02301         (508) 588-         023-62-7312         972396           CANTON         Parquette, D.         103 Hart St.         Taunton         MA         02301         (508) 589-         012-65-503         107/86           CANTON         Spano, J.         33 W. Chestrut St.         Brockton         MA         02301         (508) 589-         012-65-503         107/86           CANTON         Keiley, Jr. R.         674 Hancock St.         Abngton         MA         02301         (508) 946-         023-46-8251         4/15/97           CANTON         CANTON         Choinere, Jr. R.         32 Prospect St.         Attleboro         MA         02705         (508) 243-         073-98-8251         4/15/97           CANTON         CANTON         Crawford, H.         4 W. Belcher Rd         Foxboro         MA         02705         (781) 363-         071-36-3786         1/15/99           CANTON         CANTON         White, A         35 Winter St.         Brockton         MA         02205         (781) 359-	56	CANTON	Dolan, J.	19 Willowdean Ave.	W. Roxbury		02132	(617) 323- 2026	029-58-5579	7/25/95	Bil
CANTON         Glimore, M.         24 Keith Ave.         Brockton         MA         02780 (508) 588-         (508) 588-         023-62-7312 (973)96           CANTON         Parquette, D.         103 Hart St.         Taunton         MA         02780 (508) 589-         072-65-5039 (17/196)           CANTON         Spano, J. R.         53 W Chestnut St.         Brockton         MA         02301 (508) 589-         072-65-5039 (17/196)           CANTON         Kelley, Jr. R.         674 Hancock St.         Abington         MA         02304 (508) 946-         072-65-6039 (17/196)           CANTON         CANTON         Choninere, Jr., St. Prospect St.         Attleboro         MA         02305 (508) 946-         073-65-5039 (17/196)           CANTON         Crawford, H.         4 W. Beicher Rd.         Foxboro         MA         02305 (508) 543-         073-65-9366 (17/196)           CANTON         Crawford, H.         4 W. Beicher Rd.         Foxboro         MA         02305 (508) 543-         073-60-1827 (17/196)           CANTON         Crarkord, H.         4 W. Beicher Rd.         Foxboro         MA         02305 (508) 559-         073-60-1827 (17/196)           CANTON         Winquist, P.         2 Harvard St.         Brockton         MA         02305 (508) 569-         073-60-1782 (17/196)	57	CANTON	Pendleton, J.	1540 Broadway Lot 23	Raynham		02767	(508) 822- 7740	027-58-2474	7/8/96	Bil
CANTON         Parquette, D.         103 Hart St.         Taunton         MA         02780         (508) 823-         024-4-5-554         9/24/96           CANTON         Spano, J.         53 W. Chestnut St.         Brockton         MA         02301         (508) 559-         012-56-5039         10/1/96           CANTON         Kelley, Jr. R.         674 Harcock St.         Abington         MA         02361         (508) 949-         012-56-5039         10/1/96           CANTON         CANTON         Kelley, Jr. R.         186 Wareham St.         Attleboro         MA         02361         (508) 949-         023-68-6356         3/25/97           CANTON         CANTON         R         10200         1129         023-68-6358         1/2/30           CANTON         CANTON         AW Belcher Rd.         Attleboro         MA         02365         (508) 543-         013-30-72/8         1/2/30/98           CANTON         CANTON         While, A.         35 Harvard St.         Brockton         MA         02366         (781) 366-         01-48-6027         8/2/99           CANTON         Winquist, P.         21 Dingley Dell Ln.         Duxbury         MA         02402         (508) 559-         01-48-6027         8/1/99 <td< td=""><td>58</td><td>CANTON</td><td>Gilmore, M.</td><td>24 Keith Ave.</td><td>Brockton</td><td>MA</td><td>02301</td><td>(508) 588- 1327</td><td>023-62-7312</td><td>9/23/96</td><td>Prov.</td></td<>	58	CANTON	Gilmore, M.	24 Keith Ave.	Brockton	MA	02301	(508) 588- 1327	023-62-7312	9/23/96	Prov.
CANTON         Spano, J.         53 W. Chestnut St.         Brockton         MA         0231 (508) 559-         012-56-5039 (107)96         10796           CANTON         Kelley, Jr., R         674 Hancock St         Abington         MA         02351 (781) 982-         033-56-3526 (3)2597         107196           CANTON         Johnson, Jr. R. 186 Wareham St         Attleboro         MA         02346 (508) 946-         023-46-8251 (475)97         17129           CANTON         Choinlere, Jr., 52 Prospect St.         Attleboro         MA         02703 (508) 222-         026-54-9388 (1230)98         12/31/98           CANTON         Crawford, H., 4 W. Belcher Rd.         Foxboro         MA         02305 (781) 326-         011-48-6027 (13/99           CANTON         Crawford, H., 4 W. Belcher Rd.         Brockton         MA         02368 (781) 326-         011-48-6027 (13/99           CANTON         White, A.         95 Harvard St.         Brockton         MA         02402 (781) 334-         020-60-1827 (13/99           CANTON         Winquist, P         21 Dingley Dell Ln.         Brockton         MA         02702 (781) 834-         003-30-9012 (17/99) 96-           CANTON         Winquist, P         21 Dingley Dell Ln.         Rehoboth         MA         02770 (508) 769 (17/99) 769-         030-50-7782 (17/99	59	CANTON	Parquette, D.	103 Hart St.	Taunton	MA	02780	(508) 823- 7150	024-42-6554	9/24/96	Prov.
CANTON         Kelley, Jr. R         674 Hancock St         Abngton         MA         02351         (781) 982-         033-56-3526         3/25/97           CANTON         Johnson, Jr. R.         186 Wareham St.         Middleboro         MA         02346         (508) 946-         023-48-8251         4/15/97           CANTON         Chonlere, Jr., St. Prospect St.         Attleboro         MA         02703         (508) 522-         075-54-9388         12/30/98           CANTON         CANTON         Crawford, H.         4 W. Belcher Rd.         Foxboro         MA         02205         (508) 543-         013-30-72/8         12/31/98           CANTON         Clark, D.         7 Garden St.         Randolph         MA         02266         (781) 326-         011-48-6027         8/15/99           CANTON         White, A.         95 Harvard St.         Brockton         MA         02266         (781) 326-         011-48-6027         8/15/99           GANTON         White, A.         95 Harvard St.         Brockton         MA         02365         (508) 569-         020-60-1827         9/15/99           GANTON         Winduist, P.         21 Dingley Dell Ln.         Brocktor         MA         02770         (508) 769-         031-26-978         9/17/	90	CANTON	Spano, J.	53 W. Chestnut St.	Brockton	MA	02301	(508) 559- 0189	012-56-5039	10/1/96	Prov
CANTON         Johnson, Jr. R.         186 Wareham St.         Middleboro         MA         02346         (506) 946-         023-46-6251         4/15/97           CANTON         Chonnere, Jr., Ramonor, Jr. R.         52 Prospect St.         Attleboro         MA         02703         (506) 543-         076-54-9388         12/30/98           CANTON         Crawford, H.         4 W. Belcher Rd.         Foxboro         MA         02703         (781) 963-         076-54-9388         12/31/98           CANTON         Crawford, H.         4 W. Belcher Rd.         Foxboro         MA         02705         (781) 963-         013-30-7278         12/31/98           CANTON         White, A.         95 Harvard St.         Brockton         MA         02026         (781) 326-         011-48-6027         9/15/99           CANTON         White, A.         95 Harvard St.         Brockton         MA         02026         (781) 326-         011-48-6027         9/15/99           CANTON         Winquist, P.         21 Dingley Dell Ln         Duxbury         MA         02332         (781) 834-         003-30-912         9/17/99           CANTON         World, D.         9 Boxberry Ln.         Rehoboth         MA         02769         (508) 766-         026-50-3548	91	CANTON	Kelley, Jr., R	674 Hancock St.	Abington	MA	02351	(781) 982- 9328	033-56-3526	3/25/97	Bil
CANTON         Choiniere, Jr., 52 Prospect St.         Attleboro         MA         02703 (508) 222-         026-54-938B (12/30/98 (12/30/	62	CANTON	Johnson, Jr. R.	186 Wareham St.	Middleboro	MA	02346	(508) 946- 1129	023-48-8251	4/15/97	Prov.
CANTON         Crawford, H.         4 W. Belcher Rd.         Foxboro         MA         02035         (508) 543-         013-30-7278         12/31/98           CANTON         Clark, D.         7 Garden St.         Randolph         MA         02368         (781) 963-         032-30-5866         1/3/99           CANTON         While, A.         95 Harvard St.         Dedham         MA         02026         (781) 326-         011-48-6027         8/26/99           CANTON         While, A.         95 Harvard St.         Brockton         MA         02026         (781) 326-         011-48-6027         8/26/99           CANTON         Winquist, P.         21 Dingley Dell Ln.         Duxbury         MA         02332         (781) 834-         003-30-912         9/17/99           CANTON         Gould, D.         9 Boxberry Ln.         Rehoboth.         MA         02770         (508) 763-         030-50-7782         9/17/99           CANTON         Hamilton, D.         8 Uncatena Rd.         W. Wareham         MA         02576         (508) 336-         026-50-3548         11/9/99	63	CANTON	Choiniere, Jr., R		Attleboro	Ψ	02703	(508) 222- 5776	026-54-9388	12/30/98	(Prov.
CANTON         Clark, D.         7 Garden St         Randolph         MA         02368         (781) 963-         032-30-5866         1/3/99           CANTON         White, A.         95 Harvard St.         Dedham         MA         02026         (781) 326-         011-48-6027         8/26/99           CANTON         Kelleher, T.         239 Winter St.         Brockton         MA         02402         (508) 559-         020-60-1827         9/15/99           CANTON         Winquist, P         21 Dingley Dell Ln.         Duxbury         MA         02332         (781) 834-         003-30-9912         9/17/99           CANTON         Gould, D.         9 Boxberry Ln.         Rehoboth.         MA         02770         (508) 763-         030-50-7782         9/17/99           CANTON         Hamilton, D.         8 Uncatena Rd.         W. Wareham         MA         02769         (508) 336-         026-50-3548         11/9/99	64	CANTON	Crawford, H.	4 W. Belcher Rd.	Foxboro	ΑA	02035	(508) 543- 2196	013-30-7278	12/31/98	Ret.
CANTON         White, A.         95 Harvard St.         Dedham         MA         02026         (781) 326-         011-48-6027         8/26/99           CANTON         Kelleher, T.         239 Winter St.         Brockton         MA         02402         (508) 559-         020-60-1827         9/15/99           CANTON         Winquist, P         21 Dingley Dell Ln.         Duxbury         MA         02332         (781) 834-         003-30-9912         9/17/99           CANTON         Winquist, P         21 Dingley Dell Ln.         Rochester         MA         02770         (508) 763-         030-50-7782         9/17/99           CANTON         Morris, T         24 Lake St.         Rehoboth         MA         02769         (508) 336-         037-26-9735         10/28/99           CANTON         Hamilton, D.         8 Uncatena Rd.         W. Wareham         MA         02576         (508) 295-         026-50-3548         11/9/99	65	<del> </del>	Clark, D.	7 Garden St.	Randolph	ΜA	02368	(781) 963- 5737	032-30-5866	1/3/99	Ret.
CANTON         Kelleher, T.         239 Winter St.         Brockton         MA         02402 (508) 559-         020-60-1827         9/15/99           CANTON         Winquist, P         21 Dingley Dell Ln.         Duxbury         MA         02332 (781) 834-         003-30-9912 9/17/99         9/17/99           CANTON         Gould, D.         9 Boxberry Ln.         Rochester         MA         02770 9521         030-50-7782 9/17/99           CANTON         Morris, T.         24 Lake St.         Rehoboth.         MA         02769 (508) 336-         037-26-9735 10/28/99           CANTON         Hamilton, D.         8 Uncatena Rd.         W. Wareham         MA         02576 (508) 295-         026-50-3548 11/9/99	99	+	White, A.		Dedham	MA M	02026	(781) 326- 4327	011-48-6027	8/26/99	
CANTON         Winquist, P         21 Dingley Dell Ln.         Duxbury         MA         02332         (781) 834-         003-30-9912         9/17/99           CANTON         Gould, D.         9 Boxberry Ln.         Rochester         MA         02770         (508) 763-         030-50-7782         9/17/99           CANTON         Morris, T.         24 Lake St.         Rehoboth         MA         02769         (508) 336-         037-26-9735         10/28/99           CANTON         Hamilton, D.         8 Uncatena Rd.         W. Wareham         MA         02576         (508) 295-         026-50-3548         11/9/99	19	<del></del>	Kelleher, T.		Brockton	MA	02402	(508) 559- 5477	020-60-1827	9/15/99	Prov.
CANTON         Gould, D.         9 Boxberry Ln.         Rochester         MA         02770         (508) 763-         030-50-7782         9/17/99           CANTON         Morris, T.         24 Lake St.         Rehoboth         MA         02769         (508) 336-         037-26-9735         10/28/99           CANTON         Hamilton, D.         8 Uncatena Rd.         W. Wareham         MA         02576         (508) 295-         026-50-3548         11/9/99	68		Winquist, P	Dell	Duxbury	ΜA	02332	(781) 834- 5908	003-30-9912	9/17/99	Prov.
CANTON         Morris, T.         24 Lake St.         Rehoboth.         MA         02769 (508) 336-         037-26-9735 (10/28/99)           CANTON         Hamilton, D.         8 Uncatena Rd.         W. Wareham         MA         02576 (508) 295-         026-50-3548 (11/9/99)	69		Gould, D.		Rochester	ΜA	02770	(508) 763- 9521	030-50-7782	9/17/99	Prov.
CANTON         Hamilton, D.         8 Uncatena Rd.         W. Wareham         MA         02576         (508) 295-         026-50-3548         11/9/99	70	<del></del>	Morris, T.	24 Lake St.	Rehoboth.	MA	02769	(508) 336- 6919	037-26-9735	10/28/99	Prov.
	71	+	Hamilton, D.	8 Uncatena Rd.	W. Wareham	MA	02576	(508) 295- 3979	026-50-3548	11/9/99	Prov.

72	72 CANTON	Kelley, G.	104 Brentwood Cl.	Plymouth	ΜA	02360	(508) 224- 7012	025-46-1306   12/22/99	12/22/99	<u></u>
7.3	73 CANTON	Wertz, E.	137 Lawrence St.	Brockton	MA	02302	MA 02302 (508) 588- 033-66-8661 4847	033-66-8661 12/23/99	12/23/99	Prov.
74	74 CANTON	Palm, W.	89 Lester St.	Brockton	ΜA	02301	(508) 586- 6682	029-64-9293 11/28/00	11/28/00	Prov.
75	75 CANTON	Zutaut, Jr. B.	365 Grance Pk.	Bridgewater	MA	02324	MA 02324 (508) 284- 3796	032-54667 12/4/00	12/4/00	Bil

# UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CRAIG GOULET	)
Plaintiff,	)
v.	)
NEW PENN MOTOR EXPRESS  Defendant	) ) )
and	) )
TEAMSTERS LOCAL 25 INTERNATIONAL BROTHERHOOD OF TEAMSTERS	) ) )
Defendant,	) CIVIL ACTION ) NO. 04-12577-JLT

#### **CERTIFICATION PURSUANT TO RULE 26(c)**

Pursuant to the requirements of F.R.Civ.P. 26(c), the Defendant, Teamsters Local 25 hereby certifies that it conferred in good faith with other affected parties to resolve the dispute without court action.

Respectfully submitted,
Defendant,
International Brotherhood of
Teamsters, Local 25
By its attorneys,

/s/ Kathleen A. Pennini
Matthew E. Dwyer
BBO# 139840
Kathleen A. Pennini
B.B.O. # 654573
Dwyer, Duddy and Facklam
Attorneys at Law, P.C.
Two Center Plaza, Suite 430
Boston, MA 02108
617-723-9777

Date: October 7, 2005